



1638

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Applicant:

GRESSEL

Serial No.: 09/889,737

Filed: July 20, 2001

For: Transgenic Plants

Examiner: David T. Fox

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Group Art Unit: 1638

Attorney  
Docket: 01/22288

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*10/8/02*

**ELECTION**

Director of the United States Patent and Trademark Office  
US Patent and Trademark Office  
Washington, D.C. 20231

Sir:

This is in response to the United States Patent and Trademark Office  
Restriction Action mailed September 16, 2002, which response is being made on or  
before October 16, 2002.

Applicants hereby elect Group IV, namely Claims 5 – 11, drawn to a  
process for preventing transgene introgression into weeds comprising linking the  
first transgene to a second transgene deleterious to the weed.

Applicants reserve the right to file, at a later date, additional divisional  
applications claiming priority from the present application which are directed to any  
one or more of the non-elected Groups.

Respectfully submitted,

*[Handwritten signature of Sol Sheinbein]*

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Attorney for Applicant

Date: October 1, 2002